



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Thompson Hine LLP
2000 Courthouse Plaza NE
10 West Second Street
Dayton Ohio 45402-1758

COPY MAILED

MAR 03 2005

OFFICE OF PETITIONS

In re Application of:
Lipp
Application No. 10/763,040
Filed: May 28, 2004
Docket No.: 424473.00018

:
:
: ON PETITION
:
:
:

The above-identified application has been referred to this office to treat the petition to expunge under 37 CFR 1.59 filed May 28, 2004.


The petition is **granted**.

Petitioner request that the IDS containing the unintentionally submitted specification of a provisional application of another be expunged to avoid the irreparably harmful disclosure of that invention.

It is agreed that it would be appropriate in this instance to close the IDS and provisional specification entry in this file, and also remove such from the listing of publicly available documents for this Image File Wrapper (IFW). In a paper file the page(s) or document would have been physically removed from the file wrapper; in the IFW realm the corresponding action(s) is to close the document and also remove such from the listing of "Public[ly available] Documents."

It is noted that petitioner agreed to maintain the material in question during the enforceable life of any ensuing patent claiming benefit of this application.

Telephone inquiries related to this communication should be directed to the undersigned at (571) 272-3217.


Brian Hearn
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner for
Patent Examination Policy